

June 17 1988  
Rmt

Laketown, UT 84038  
June 16, 1988

RECEIVED

JUN 21 1988

WATER RIGHTS  
SALT LAKE

WATER RIGHTS

JUN 20 1988

LOGAN

Mr. Robert Fotheringham  
Engineer State Water  
55 East 100 Main  
Logan, UT 84321

A Protest

Dear Sir:

On April 19, 1988, Frank Weston hired Dan Stringham to backhoe a trench 18" deep and more than 30" wide on our property in Meadowville, Rich County, Utah. The field is known as The Triangle. As a result, the northern tip of the field cannot be hayed in a year when every bale of hay is needed. Because of the large amount of backhoeing, there is more land made unusable because the digging put out mounds of dirt along the sides of the trench.

We protest such action and question the right of Frank Weston to tear up our land with a backhoe.

Historically, if a ditch did exist, it was used in highwater overflow and was only a swale for years. Always the owners had been able to hay the field.

Since 1981 when Frank Weston hired another backhoe to dig a ditch, the tip has had to be used for feed in the fall by the owners. We protested his action then, and we protest it even more now since his digging has widened the area and caused sod to be dumped further on both sides.

If the Meadowville Creek ever went that way, and Frank does have the right to CLEAN the ditch, he has no right to tear up a field to the extent he has. WE FEEL THAT SOME RESTITUTION SHOULD BE MADE.

If Frank Weston has the right to "clean out a ditch" using a backhoe, and we do not agree with this type of action unless the depth and width are monitored, then we have the right to enter Frank Weston's Pratt Field and use a backhoe to clean the ditch which carries water into the Weber Field.

We also protest the Meadowville Ditch officially being designated as crossing the Triangle. Why cannot a channel be dug following the fence line from the Mattson Diversion or therabouts so that the least amount of damage is done to anyone's land?

Sincerely,

*Marguerite J. Caldwell*

Marguerite J. Caldwell

Co-owner of The Triangle